

David C. O'Mara (NV Bar No. 8599)
THE O'MARA LAW FIRM, P.C.
311 East Liberty Street
Reno, Nevada 89501
Telephone: + 1 (775) 323-1321
Facsimile: + 1 (775) 323-4082
Email: david@omaralaw.net

Frank S. Hedin
HEDIN HALL LLP
1395 Brickell Avenue, Suite 1140
Miami, Florida 33131
Telephone: + 1 (305) 357-2107
Facsimile: + 1 (305) 200-8801
Email: fhedin@hedinhall.com

Counsel for Plaintiff and the Putative Class

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

MARSHA KENNEDY,

Plaintiff,

v.

PIZZA HUT, LLC,

Defendant.

Case No. 2:20-cv-00200

**MOTION AND ORDER TO EXTEND DEADLINE TO RESPOND
TO PLAINTIFF'S COMPLAINT**

(Third Request)

Pursuant to Local Rule IA 6-1, Plaintiff Marsha Kennedy (“Plaintiff”) and Defendant Pizza Hut, LLC (“Defendant”) hereby stipulate and move this Court to extend the time in which Defendant must answer or otherwise respond to Plaintiff’s Complaint up to and including May 18, 2020. The parties respectfully ask this Court to enter an Order granting this extension and in support thereof state as follows:

1. Plaintiff filed this action on January 30, 2020, (Dkt. No. 1), and Defendant was served on February 4, 2020.

2. On February 24, 2020, the parties asked this Court to grant an extension of the time in which Defendant must answer or otherwise respond to Plaintiff’s Complaint up to and including March 26, 2020, because Defendant had recently retained Akin Gump Strauss Hauer & Feld LLP as counsel in this action. *See* ECF No. 5.

3. On February 25, 2020, the Court granted the parties’ stipulated extension. ECF No. 6.

4. On March 26, 2020, the parties asked this Court to grant a second extension of the time in which Defendant must answer or otherwise respond to Plaintiff’s Complaint up to and including April 16, 2020, to allow the parties additional time to meet and confer regarding the case prior to Defendant’s response. *See* ECF No. 7.

5. On March 27, 2020, the Court granted the parties’ second stipulated extension. ECF No. 8.

6. Defendant’s response to Plaintiff’s Complaint is currently due on April 16, 2020.

7. The parties’ communications have been affected due to the ongoing COVID-19 pandemic, and the parties respectfully request additional time for Defendant to prepare a response to Plaintiff’s Complaint.

8. This is the third stipulation for extension of time for Defendant to respond to Plaintiff’s Complaint.

///

///

///

///

9. This request is made in good faith and not for the purpose of delay.

Dated: April 15, 2020

THE O'MARA LAW FIRM, P.C.

By: /s/ David C. O'Mara

David C. O'Mara (NV Bar No. 8599)
311 East Liberty Street Reno, Nevada 89501
Telephone: + 1 (775) 323-1321
Facsimile: + 1 (775) 323-4082
Email: david@omaralaw.net

Frank S. Hedin*
HEDIN HALL LLP
1395 Brickell Avenue, Suite 1140
Miami, Florida 33131
Telephone: + 1 (305) 357-2107
Facsimile: + 1 (305) 200-8801
Email: fhedin@hedinhall.com

* *Pro Hac Vice* Application Forthcoming

Counsel for Plaintiff and the Putative Class

ORDER

IT IS SO ORDERED: The deadline for Defendant Pizza Hut, LLC to answer or otherwise respond to Plaintiff's Complaint is extended to and including Monday, May 18, 2020.

Dated: April 16, 2020


ELAYNA J. YOUCHAK
UNITED STATES MAGISTRATE JUDGE